

UNITED STATES DEPARTMENT OF AGRICULTURE

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BEFORE THE SECRETARY OF AGRICULTURE

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In re:	)	AWA Docket No. 06-0018
	)	
RANDY CREED and JENNIFER CREED,	)	
individuals doing business as GREEN	)	
MOUNTAIN KENNELS,	)	
	)	CONSENT DECISION AND
Respondents.	)	ORDER

This proceeding was instituted under the Animal Welfare Act, as amended (7 U.S.C. § 2131 et seq.), by a complaint filed by the Administrator, Animal and Plant Health Inspection Service, United States Department of Agriculture, alleging that the respondents willfully violated the Act and the regulations and standards issued pursuant to the Act (9 C.F.R. § 1.1 et seq.). This decision is entered pursuant to the consent decision provisions of the Rules of Practice applicable to this proceeding (7 C.F.R. § 1.138).

The respondents admit the jurisdictional allegations of the complaint and specifically admit that the Secretary has jurisdiction in this matter, neither admit nor deny the remaining allegations, waive oral hearing and further procedure, and consent and agree, for the purpose of settling this proceeding, to the entry of this decision.

The complainant agrees to the entry of this decision.

Findings of Fact

1. Randy Creed is an individual whose address is 908 N Oakland, Mountain Grove, Missouri 65711.
2. Jennifer Creed is an individual whose address is 908 N Oakland, Mountain Grove, Missouri 65711.

3. Between April 24, 2004, and April 24, 2005, Randy Creed and Jennifer Creed (hereinafter referred to as "respondents") operated as dealers as that term is defined in the Act and the Regulations and held Animal Welfare Act license number 43-A-3848.

#### Conclusions

The respondents having admitted the jurisdictional facts and the parties having agreed to the entry of this decision, such decision will be entered.

#### Order

1. Respondents, their agents and employees, successors and assigns, directly or through any corporate or other device, shall cease and desist from violating the Act and the regulations issued thereunder.

2. Respondents Randy Creed and Jennifer Creed are jointly and severally assessed a civil penalty of \$1,500. The civil penalty shall be paid by certified check or money order made payable to the Treasurer of the United States, and shall be received by counsel for complainant on or before March 16, 2007, at the address as follows:


Bernadette Juarez  
United States Department of Agriculture  
Office of the General Counsel  
Marketing Division  
1400 Independence Avenue, SW  
Room 2343-South Building  
Washington, DC 20250-1417


Respondents shall state on the certified check or money order that the payment is in reference to AWA Docket No. 06-0018.

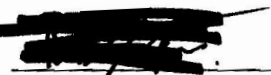
3. Animal Welfare Act license number 43-A-3848 is revoked.

The provisions of this order shall become effective on the first day after service of this decision on the respondents.


Copies of this decision shall be served upon the parties.

  
Randy Creed  
Respondent

  
Jennifer Creed  
Respondent

  
Bernadette Juarez  
Attorney for Complainant

Done at Washington, D.C.  
this 27th day of April, 2007

  
Marc R. Hillson  
Chief Administrative Law Judge